01407

ate of MN	D.U.I./Assault	86166
OMPLAINANT'S NAME	NATURE OF COMPLAINT	SERIAL NUMBER
ynesville P.D., Paynesville, MN 56362	243-3434	Lake St.
OF 'NANT'S ADDRESS	PHONE NUMBER	LOCATION OF OFFENSE OR INCIDENT
r LEHMKUHL		
EPORTED BY	ADDRESS	PHONE NUMBER
2215 hrs.	8-30-86	
ECEIVED BY / TIME	DATE / OFFICERS ASSIGNED	HOW REPORTED

ETAILS OF COMPLAINT, OR INCIDENT (LIST PROPERTY, SUSPECTS, WANTED ON REVERSE SIDE):

SEE OFFENCE REPORT.

ERSONS ARRESTED HEINRICHS, DANNY J. NO. _____ _____ NO. _____

ASE CLOSED: _____ UNFOUNDED: _____ CLEARED BY ARREST: X OTHER: _____

APPROVED _____ SIGNED Officer Steph P. Lehmkuhl 205 DATE 8-31-86

Paynesville Press

5196

OFFENSE REPORT
PAYNESVILLE POLICE DEPARTMENT
322 E. HOFFMAN AVENUE
PAYNESVILLE, MINNESOTA 56362

D|408

Control Nbr. 861666

Name of Complaint: of MN			2. Address: Paynesville P.D., Paynesville, MN 56362	
Home Phone	4. Business Phone: 243-3434	5. Fire Nbr.	6. Offense: D.U.I./Assault 5th degree	
Place of Occurence: Lake St.				8. Twp. or City: Paynesville
Reported by: Officer LEHMKUHL #705			10. Address	11. Phone Nbr.
Report Received		13. Date	14. Time	15. Officers Assigned: LEHMKUHL, SCHMITT, POOLER

TAILS OF OFFENSE:

n 8-30-86, approximately 2215 hrs., Officer LEHMKUHL was making a deposit for the Paynesville ff Sale at the 1st State Bank of Paynesville. Roger (Bud) SCHMIGINSKY , manager of the Off ale, was with Officer LEHMKUHL.

t approx. 2217 hrs., while Officer LEHMKUHL was getting out of the squad car, he heard the quealing of tires. When he looked towards the east, he observed a maroon colored car go rough the stop sign of Augusta Ave. and James St. headed north on Augusta. Officer LEHMKUHL hen persued after the vehicle. When the Suspects vehicle turned east onto River St., he gain spuealed the tires. When Officer LEHMKUHL turned, he observed the vehidle go through he stop sign at River St. and Washburne Ave. At this time Officer LEHMKUHL turned on the verhead red lights to stop the vehicle. The Suspect's vehicle failed to stop. Suspect hen turned south on Lake Ave. then a quick left into the rear parkinglot of the feed plant.

fficer LEHMKUHL then approached the vehicle and the driver (the only person in the vehicle) ot out and started running away from the Officer. Officer LEHMKUHL caught the Suspect approx. ters from the vehicle. Officer LEHMKUHL informed the Suspect that he was a Police ficer and the Suspect started to resist arrest. Officer LEHMKUHL had to use a arm-bar/ rist-lock to bring the Suspect back to the squad car. Officer LEHMKUHL could smell an odor an alcoholic beverage on the Suspect/s breath. Suspect was identified as Danny HEINRICH Paynesville, D.O.B. 3-21-63. Suspect was very combative at all times.

the squad car, Officer LEHMKUHL proceeded to handcuff the Suspect. He got one hand uffed, then HEINRICHS started to resist again. Officer LEHMKUHL then radiod for assistanee. EINRICHS then twisted loose and Officer LEHMKUHL HAD to wrestle with him on the ground. uring the struggle, HEINRICHS kicked at Officer LEHMKUHL, striking the door of the squad. EINRICHS put a dent in the door. Chuck KAML then came and tried to calm down HEINRICHS. fort was unsuccessful. Officer LEHMKUHL then managed to get both hands cuffed.

SONS NAMED IN REPORT

Name	17. D.O.B.	18. Code	19. Name	20. D.O.B.	21. Code
INRICHS, Danny James	3-21-63	S			
Name	**23. D.O.B.**	**24. Code**	**25. Name**	**26. D.O.B.**	**27. Code**
Name	**29. D.O.B.**	**30. Code**	**31. Name**	**32. D.O.B.**	**33. Code**

POSITION: Unfounded ☐ Cleared by Arrest ☒ Exc. Clrd ☐ Ref. Other Agency ☐ Inactive ☐ Other ☐

cer's Signature	Supervisor's Signature	Addtl. Reports
Officer Stephen P. Lehmkuhl 705		5/19/7 ☐

D|409

SUPPLEMENTARY REPORT

D.U.I./Assault
Classification

NO.

of MN	Paynesville P.D., Paynesville, MN 56362	243-3434
me of Complainant	Address	Phone No.

UI, Assault
fense

DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.:
(Investigating Officer must sign)

ge No. 2 of 2 Date 8-30-86 19

INRICHS Then refused to get into the squad car. He continued to yell obsenities and struggle th Officer LEHMKUHL. Officer Tony SCHMITT then arrived to assist Officer LEHMKUHL. He of Paynesville Township. They then managed to talk HEINRICHS int o the squad car,

Officer LEHMKUHL then went to secure HEINRICH'S car. Inside the car, Officer LEHMKUHL und a battery operated Police scanner hooked up to a car speaker on the front seat. en checked, the scanner was capable of monitering the Stearns County frequency. The anner was confiscated and is now in the Paynesville P.D. Evidence Locker.

After securring the vehicle, the Officers brought HEINRICHS to the Paynesville P.D. INRICHS continued to remain very belligerant. Officer LEHMKUHL read HEINRICHS the Implied y t Advisory. HEINRICHS consented to a breath test. Stearns County Deputy Dennis POOLER called to run the Intoxilyzer 5000. ~~Deputy~~ When Deputy POOLER ENTered the P.D., INRICHS started to insult him and his dog Apache. Deputy POOLER administered the test e result was a .17%.

Officer LEHMKUHL then issued HEINRICHS citations for D.U.I. and Assault, 5th degree. then issued HEINRICHS a 7-day Temporary drivers license.

This was HEINRICHS 2nd D.U.I. in 5 years. Deputy POOLER then transported HEINRICHS to earns County Jail where he was booked in.

No Alcohol Influence Report was made due to the conduct of HEINRICHS.

HEINRICHS was released from jail to his father's custody at approx. o230 hrs., 8-31-86. en he returned to Paynesville, HEINRICHS came to the P.D. to get his cap and house keys. conversation with Officer LEHMKUHL, HEINRICHS admitted to having the scanner on in his r on a differant occation.

ficer LEHMKUHL cleared at approx 2350 hrs., this date.

GATING OFFICER(S) Steph R. Lehmkuhl 705 26 REPORT MADE BY LEHMKUHL #705 DATE 8-31-86

CASE FILED Yes ☐ No ☐ | 28 THIS CASE IS Cleared by arrest ☒ Unfounded ☐ Inactive ☐ Other ☐ | 29 APPROVED BY

5198

D|410

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY
DRIVER AND VEHICLE SERVICES DIVISION
IMPLIED CONSENT SECTION
108 TRANSPORTATION BUILDING
ST. PAUL, MINNESOTA 55155

IMPLIED CONSENT ADVISORY

(TO BE USED TO REQUEST THE TEST AND TO RECORD THE INDIVIDUAL'S RESPONSES.)

TIME STARTED: 2242 LOCATION WHERE READ: Payneville P.D.

Danny James Heinrich, I believe you have been driving, operating, or controlling a motor vehicle while under the influence of alcohol or a controlled substance and you have been placed under arrest for that offense.

1. Minnesota law requires you to take a test to determine if you are under the influence of alcohol or a controlled substance.

2. If testing is refused, your right to drive will be revoked for a minimum period of one year.

(IF UNDER AGE 18) If you refuse testing your right to drive will be revoked for a period of one year or until you reach the age of 18, whichever is greater.

3. If you take a test and the results indicate that you are under the influence of alcohol or a controlled substance, you will be subject to criminal penalties and your right to drive may be revoked for a minimum period of 90 days.

(IF UNDER AGE 18) If the tests results indicate that you are under the influence of alcohol or a controlled substance, you will be subject to criminal penalties and your right to drive may be revoked for a period of six months or until you reach the age of 18, whichever is greater.

4. After submitting to testing you have a right to consult with an attorney and to have additional tests made by a person of your own choosing.

5. If you refuse to take the test your refusal will be offered into evidence against you at trial.

If the test is unreasonably delayed or if you refuse to make a decision, you will be considered to have refused the test. Do you understand what I have just explained? Yes, Yes, Yes.

Will you take the (Breath) (Blood or Urine) test? Yes, I'll take your fucking Blood test.

(If person refuses)
What is your reason for refusing? _____

TIME COMPLETED: 2245

DATE: 8-30-86

Stephen P. Lehmkuhl
(Printed name of officer requesting test) 5199

D|411

August 30, 1986 - Statement by Roger D. Schmiginsky, Manager of the Raymondville Municipal Liquor Store.

Office Steve Lehmkuhl & I left the Raymondville Municipal Liquor Store to make the nightly deposit at approximately 10:15 Pm, (the police escort the nightly deposit to the bank). As we were arriving at the First State Bank, with the police car windows open, we heard a loud squeal of car wheels. Officer Lehmkuhl & I observed a car traveling north go through the stop sign at the corner of the Dog Haus, & the First State Bank. Officer Lehmkuhl immediately started in persuit of the vehicle, the vehicle, traveling at a high rate of speed, because he knew we were in persuit, with the lights flashing, went through two more stop signs. With his lights off the suspect pulled into the parking lot at the Mill Farm's Elevator, Officer Lehmkuhl pulled into the parking lot, blocking the suspects vehicle. As Officer Lehmkuhl got out of the squad car, and was approaching the suspects vehicle, the suspect got out of his vehicle and started running away. Officer Lehmkuhl persude him on foot and caught him within 25 yards, the suspect immediately started yelling, you caught me, but your not going to arrest me. The suspect fought the officer all the way back to the squad car shouting, your not going to arrest me, I can't have a DWI on my record. The suspect was also using very vulgar & degrading

200

language directed at the Luyneswille Police Department. As Officer Lehmkuhl brought the suspect back to squad car, I recognized him as being Danny Henrich. Officer Lehmkuhl tried to get Mr. Henrich into the back of the squad car, but he kept resisting and would not get in, all the time yelling & screaming. Mr. Henrich even tried to get passing cars to help him, yelling Police harrasment, he was also kicking at the squad car door. Officer Lehmkuhl had Mr Henrich pinned against the side of the squad car, as the Officer tried to radio St. Cloud for assistance Mr. Henrich broke one arm free and swinging his body around, striking Officer Lehmkuhl with his elbow. At this point I got inside the squad car & attempted to radio St. Cloud for assistance, in the excitement, and not being able to hear St. Cloud's instructions, because of the yelling, I forgot to tell anybody (St. Cloud) our location. By now Officer Lehmkuhl has wrestled Mr. Henrich to the ground and was sitting on his back, but Mr. Henrich was fighting very hard. A young man, unknown to me, helped Officer Lehmkuhl by holding Mr. Henrich's feet. Officer Lehmkuhl then handcuffed Mr. Henrich. I then went back into the squad car and again radioed St. Cloud, this time telling our location. Twnsp. Officer Tony Schmitt, who had evidently heard the previous transmissions was in town looking for us & came to the Officers Assistance.

Respectfully,

G.O.

$20

D|413

SUPPLEMENTARY REPORT

ASSIST
Classification

NO.

me of Complainant: TONY SCHMITT
Address: Box 6 PAYNESVILLE, MINN
Phone No.
ense: ASSIST WITH DWI STEVEN LEHMKUHL

DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.:
(Investigating Officer must sign)

ge No.

Date AUG 30 1986

At Approx 10:30 pm Aug 30, 1986, I Tony Schmitt Patrolman for Paynesville Pd was called to assist 705 (Lehm Kuhl) with a 1056 that was giving him problems in the parking lot of Mill Farms. When I arrived 705 had Danny Heinrich handcuffed and was trying to get Heinrich into the squad car. Heinrich was very uncooperative and was yelling + swearing. 705 took Heinrich to PD where I meet him. Heinrich was still yelling and swearing and making alot of threats. Heinrich was read the implied consent form and consented to a breath test. Heinrich stated that he stopped for the stop sign but said he squeeled his tires. He stated he didn't want to be caught because he couldn't afford another DWI.

I found a police scanner lying on the floor in the front seat of Heinrichs car when I locked it up in the parking lot of Mill Farm. The scanner has Stearns Co. frequency in it.

Heinrich appeared to be very intoxicated. Speech was slurred and some of his statements were pretty far out.

GATING OFFICER(S) [signature] 26 REPORT MADE BY DATE

CASE FILED Yes ☐ No ☐ | 28 THIS CASE IS Cleared by arrest ☐ Unfounded ☐ Inactive ☐ Other ☐ | 29 APPROVED BY

5202

D1419

OFFENSE REPORT
STEARNS COUNTY SHERIFF'S DEPT.
ST. CLOUD, MN

REC'D BY: DAY S M T W T F S

Control Nbr. 86005369

"ECI"- Use only when optional line is included.
"ECE"- Use only when optional line is omitted.

MESS. KEY	CONTROL NUMBER (OCA)	CONT. AGENCY NCIC INDET. (CAG)
E C I /	0 0 5 3 6 9	M N 0 7 3 0 0 0 0 /

L NBR	DATE REPORTED (RPD)	TIME RPD (TRP)	LOCATION GRID NBR (LGN)
2 /	0 8 3 0 8 6 /	2 2 3 0 /	0 2 1 C /

PLACE COMMITTED (PLC): CITY OF PAYNESVILLE

OPT	L NBR	HRD	SQUAD OR BADGE # (SBN)	TIME ASIG. (TAS)	TIME ARR. (TAR)	TIME CLR. (TCL)
	/	/	2 3 7 1 /	2 2 3 0 /	2 2 5 2 /	0 0 0 5 /

L NBR	ISN	UOC	UCS
/	/	9 9 0 3 /	S

UCS CODES: -Pending, C-Exc./CLRD, U-Unfounded, J-CLRD/Arrest Jv., A-CLRD/Arrest Adult-Juv., R-Ref. Oth. Agen., S-Assit./Advised, G-GOA/UTL, T-Other

HRD Codes: P—Phone, R—Radio, A—Alarm, I—In Person, V—Visual, M—Mail, T—Other

Reported By: LEHMKUHL, STEVE DRA/ PAYNESVILLE PD

Address: Paynesville Fire Nbr. ____ Phone Nbr.: 243-3434

Complainant: Same

Address: ____ Fire Nbr. ____ Phone Nbr.: ____

Incident Description: Assist Paynesville PD

ADDT'L. REPORTS: ☐
ENTERED C.J.R.S. ☐

OFFICER / SQUAD ASSIGNED: #221-1479 POOLER

SUPERVISOR APPROVED:

8-30-8-6, PO Pooler:

This officer was called to Paynesville to assist Officer Steve Lehmkuhl, Lehmkuhl was calling for help stating that he had a 10-56 that was resisting arrest When this officer arrived Officer Lehmkuhl and Constable Tony Schmitt had a subject in custody. They stated that the subject had agreed to take an Intoxilyzer test. The individual was very loud and abusive threatening all the officers and he stated in front of all the officer's he knew he had been squealing his tires and had gone through a stop sign, but he was close to home and deserved a break. The male individual was identified as Danny James Heinrich, DOB 3-21-63. Heinrich blew two samples into the Intoxilyzer and the reported value was .17. Mr. Heinrich continue to be loud and abusive he was very intoxicated, he had a very strong odor of an

PERSONS NAMED IN REPORT

16. Name	17.D.O.B.	18. Code	19. Name	20.D.O.B.	21. Cod
Steve Lehmkuhl		C	Danny James Heinrich	3-21-63	S
Name	23.D.O.B.	24.Code	25. Name	26.D.O.B.	27. Cod
28. Name	29.D.O.B.	30.Code	31. Name	32.D.O.B.	33. Cod

DISPOSITION: Unfounded ☐ Cleared by Arrest ☐ Exc. Clrd. ☐ Ref. Other Agency ☐ Inactive ☐ Other ☐

Officer's Signature | Supervisor's Signature | Addtl. Repor

Case No.
705369

Supplementary Offense Report

STEARNS COUNTY SHERIFF'S DEPT.
St. Cloud, Minnesota

Offense: Assist

D|415

Complainant: Steve Lehmkuhl

Address: Paynesville PD

ADDITIONAL DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.

alcoholic beverage on his breath, red and watery eyes and very poor coordination. After the Paynesville Officer got done with all the paperwork, this officer transported Heinrich to the Stearns County Jail. All the way to the jail Mr. Heinrich was yelling, swearing and complaining about he knew he was a drunk, but he thought all the rest of the drunks should be arrested too. Heinrich was booked into the Stearns County Jail.

TB:MAC

This Form is Used by Officer Assigned to a Case to Report Progress After Three and Seven Days and Weekly Thereafter, Also to Report Significant Developments.

5204

D|416

243912 **INTOXILYZER TEST RECORD**

MN MODEL 5000 SN 64-000323
08/30/86

	TEST	AC	TIME
01	DIAGNOSTIC	45±5	DEG C
02	AIR BLANK	.000	22:48
03	SUBJECT TEST	[illegible]	22:49
04	REPLICATE TEST	[illegible]	22:49
05	AIR BLANK	.000	22:50
06	CAL STD	[illegible]	22:51
07	REPLICATE TEST	[illegible]	22:51
08	AIR BLANK	.000	22:52
09	SUBJECT TEST	[illegible]	22:53
10	REPLICATE TEST	.185	22:53
11	AIR BLANK	.000	22:54
12	BREATH CORRELATION =	96%	
13	REPORTED VALUE	.17	22:49

DO NOT WRITE ABOVE LINE

Purpose of test: ☒ Traffic ☐ Other _____

Subject: DANNY JAMES HEINRICH

DOB: 0 3 2 1 6 3 Sex: ☒ Male ☐ Female

Arresting Officer: STEVE LEHMKUHL

Arresting Dept: PAYNESVILLE PD County: STEARNS

Arresting Dept. ORI: M N 0 7 3 0 3 0 0

Operator: DENNIS POOLER

Dept: STEARNS CO. S.O.

Certificate Number: 2 6 8 7 Simulator Solution Number: 8 6 0 3 1

Subject has been under observation for 15-20 minutes by DK

Record simulator temperature (33.8°–34.2°C) 3 4 0 °C

REMARKS: BLEW TWO GOOD SAMPLES. VERY UNCOOPERATIVE.

OPERATOR'S SIGNATURE: Dennis Pooler

REFERENCE NUMBER: 8600 5369

FORM PS-50591-01

PART 1 — ORIGINAL

$205